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June 30, 1999

OFFICE OF THE  
EXECUTIVE SECRETARY

David Waddell, Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243

99-00408

RE: Petition for Certificate of Convenience and Necessity to  
Provide Intrastate Telecommunications Services  
As a Facilities Based Interexchange Carrier

Executive Secretary:

Enclosed herein please find the application revisions to our original petition mailed to you office on June 14, 1999. Please replace the initial 5 pages of the application with the enclosed five pages. All other pages of the original application starting with the verification through the attached exhibits should be attached to this revision of our application, to form the entire revised application.

Call me if are any problems or other steps we need to take to effectuate the above filing.

Thank you for your time and attention to this matter.

Sincerely,



Preston Scott Pulido  
Corporate Counsel  
Kentucky Data Link, Inc.

cc: file

Enclosures:

Revised Petition (Pages 1 through 5)  
Thirteen Replacement Copies (Pages 1 through 5)

**BEFORE THE  
TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

REC'D TN  
REGULATORY AUTH.  
'99 JUL 1 PM 2 22

IN RE:

APPLICATION OF KENTUCKY DATA LINK, INC. )  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY TO PROVIDE INTRASTATE )  
TELECOMMUNICATIONS SERVICES AS A )  
FACILITIES BASED INTEREXCHANGE CARRIER )  
IN TENNESSEE )

OFFICE OF THE  
EXECUTIVE SECRETARY

Docket No. 99-00408

**APPLICATION**

Kentucky Data Link, Inc. ("KDL"), pursuant to the provisions of T.C.A §§65-4-201(b), (c) and (d), hereby applies to the Tennessee Regulatory Authority ("Authority") for a Certificate of Public Convenience and Necessity ("Certificate") as a Facilities Based Interexchange Carrier in Tennessee. In support of this Application, KDL submits the following information:

1. The name and address of the applicant is:

Kentucky Data Link  
8829 Bond Street  
Overland Park, Kansas 66214

KDL, a non-dominant diversified telecommunications company, currently operates as a facilities-based interexchange carrier in Kentucky and Indiana. With primary offices in Overland Park, Kansas and Evansville, Indiana, KDL's network control center and customer service departments for Tennessee are located in Evansville, Indiana. KDL maintains other operational facilities and sales offices throughout the Midwest.

KDL, is a C Corporation formed under the laws of the State of Kentucky and is authorized to transact business in Tennessee. Attached as Exhibit A is a copy of its Certificate of Authority to do business in Tennessee including a certificate of existence from the Kentucky Secretary of State's office certifying that KDL was formed under the laws of the State of Kentucky and is presently in good standing.

2. Correspondence concerning this Application should be directed to:

Cole W. Hawks  
Corporate Counsel  
8829 Bond Street  
Overland Park, KS 66214  
Phone: (913) 492-1230  
Fax: (913) 492-1684

3. KDL proposes to provide intrastate telecommunication services over its own facilities in Tennessee. KDL will provide leased capacity along its fiber optic network in Tennessee to interexchange carriers ("IXCs"), competitive access providers ("CAPs"), cable television providers, and competitive local exchange companies ("CLECs"). Current customers for said services in Kentucky and Indiana (where KDL is currently certificated) include MCI/Worldcom, LCI, Community Telephone Corporation, and other first tier IXCs. KDL will lease bandwidth at the following levels: DS-3 and OC-3.

KDL request a Certificate to offer these services on a statewide basis as allowed by state and federal law. KDL does not at this time have any franchises from local governments and does not, by the Application, seek authority to provide service pursuant to any franchise documents.

4. KDL has not previously requested any type of authority from this Regulatory Authority. However, its sister corporation, Community Telephone Corporation (formerly known as Wright Business, Inc. d/b/a Long Distance Management) obtained a CTA to resale interexchange telecommunication services and to provide operator services in Tennessee in Case Number 95-03300, dated November 10, 1995. Another sister corporation, QCC, Inc., was granted a CTA by this Authority to resell interexchange telecommunication services in Tennessee in Case Number 95-02906, dated August 23, 1995.

5. Q-Comm Corporation, a privately held Nevada corporation, is the parent company of KDL and its above said sister companies, QCC, Inc. and Community Telephone Corporation.

6. Applicant will rely upon its existing personnel and technological resources to furnish its proposed services to its customers. Applicant has the managerial expertise to provide facilities-based interexchange services in Tennessee. Management profiles of Applicant's key personnel are attached hereto as Exhibit "B".

7. Applicant has extensive experience in the design and construction of fiber optic interexchange facilities. Since its inception, KDL has deployed fiber optic systems for several national telecommunication companies. KDL currently operates and maintains its own regional fiber network in Kentucky and Indiana.

8. Applicant is financially qualified to operate as a facilities based interexchange carrier in Tennessee. The Company has the capital resources required to build and

maintain its multi-state network and to provide the proposed services. Applicant's most current financial statements are attached hereto as Exhibit "C".

9. Applicant is familiar with and will adhere to the Authority's rules, policies and orders regarding the provision of telecommunication service. The name and telephone number of the contact person authorized to respond to Authority inquiries is listed in Paragraph 2, above.

10. As a competitive carrier, Applicant maintains its book of accounts in accordance with Generally Accepted Accounting Principals ("GAAP").

11. Applicant acknowledges the importance of supporting small and minority owned telecommunications businesses and agrees to contribute its share to the fund established by the Department of Economic and Community Development in accordance with Section 65-5-213.

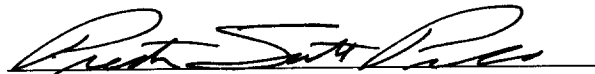
12. Applicant's Small and Minority Owned Telecommunications Business Participation Plan is submitted as Exhibit "D".

WHEREAS, APPLICANT prays that:

1. The Tennessee Regulatory Authority grant a Certificate of Public Convenience and Necessity to applicant to provide telecommunications services throughout the State of Tennessee; and
2. The Authority grants Applicant such other, further and general relief as it might be entitled to under the premises.

DATED this 14<sup>th</sup> day of June, 1999.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Preston Scott Pulido", written over a horizontal line.

Preston Scott Pulido  
Kentucky Data Link, Inc.  
Corporate Counsel  
8829 Bond Street  
Overland Park, Kansas 66214  
(913) 492-1230  
(913) 492-1684 Fax